IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF NEBRASKA

Plaintiff, vs. DETENTION ORDER DEYVI EDEN MARTINEZ YOS, Defendant. A. Order For Detention After conducting a detention hearing pursuant to 18 U.S.C. § 3142(f) of the Bail Reform Act on September 26, 2016, the Court orders the above-named defendant detained pursuant to 18 U.S.C. § 3142(e) and (i). B. Statement Of Reasons For The Detention The Court orders the defendant's detention because it finds: X. By a preponderance of the evidence that no condition or combination of conditions will reasonably assure the appearance of the defendant as required. By clear and convincing evidence that no condition or combination of conditions will reasonably assure the safety of any other person or the community. C. Finding Of Fact The Court's findings are based on the evidence which was presented in court and that which was contained in the Pretrial Services Report, and includes the following: X. (1) Nature and circumstances of the offense charged: X. (2) The crime: having previously been removed from the United States, being found in the District of Nebraska after having re-entered the United States without the consent of the Attorney General or her successor in violation of 8 U.S.C. § 1326(a) and subject to two years imprisonment. (b) The offense involves a narcotic drug. (c) The weight of the evidence against the defendant including: (a) General Factors: The defendant appears to have a mental condition which may affect whether the defendant will appear. X. The defendant has no substantial financial resources. X. The defendant has no substantial financial resources. X. The defendant has a no substantial financial resources. X. The defendant has a history relating to drug abuse. The defendant has a history relating to alcohol abuse. The defendant has a prior record of failure to appear at court proceedings.	UN	IITED STATES OF AMERICA,	0.400022			
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(b) At the time of the current arrest, the defendant was on:	C.	The Court's findings are based on the evimich was contained in the Pretrial Serventy (1) Nature and circumstances of the evimic successor in violation of the eviment of the evimence of the eviment of the evimence of the evimence of the evimence of the evimence of the eviment of the evimence of the	ices Report, and includes the following: the offense charged: viously been removed from the United States, trict of Nebraska after having re-entered the the consent of the Attorney General or her of 8 U.S.C. § 1326(a) and subject to two years of violence. I anarcotic drug. I large amount of controlled substances, to wit: gainst the defendant is high. cs of the defendant including: Int appears to have a mental condition which nether the defendant will appear. In thas no family ties in the area. In thas no substantial financial resources. In the substantial financial resources. In the does not have any significant community. In the defendant: use of an alias name. In thas a history relating to drug abuse. In thas a history relating to alcohol abuse. In thas a significant prior criminal record. In thas a prior record of failure to appear at lings.			

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		Release pending trial, sentence, appeal or completion of	
		sentence.	
(c)) Other Factors:		
. ,	X	The defendant is an illegal alien and is subject to	
		deportation.	
		The defendant is a legal alien and will be subject to	
		deportation if convicted.	
	X The Bureau of Immigration and Custom Enforcen (BICE) has placed a detainer with the U.S. Marshal.		
		Other:	

D. Additional Directives

Pursuant to 18 U.S.C. § 3142(i)(2)-(4), the Court directs that:

- 1. The defendant be committed to the custody of the Attorney General for confinement in a corrections facility separate, to the extent practicable from persons awaiting or serving sentences or being held in custody pending appeal; and
- 2. The defendant be afforded reasonable opportunity for private consultation with counsel; and
- 3. That, on order of a court of the United States, or on request of an attorney for the government, the person in charge of the corrections facility in which the defendant is confined deliver the defendant to a United States Marshal for the purpose of an appearance in connection with a court proceeding.

DATED: September 26, 2016.

BY THE COURT:

s/ Thomas D. Thalken United States Magistrate Judge